

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

AMERICAN ACADEMY OF
PEDIATRICS, *et al.*,

Plaintiffs,

v.

UNITED STATES FOOD AND DRUG
ADMINISTRATION, *et al.*,

Defendants.

Civil Action No. 8:18-cv-883-PWG

JOINT STATUS REPORT

Pursuant to the Court's letter order of March 26, 2019, the parties respectfully submit this joint report concerning "the status of the proposed revision of the Guidance." ECF No. 62, at 3. In view of the Court's decision today granting Plaintiffs' motion to reconsider, reinstating the parties' dispositive motions, and granting summary judgment to Plaintiffs, ECF Nos. 73–74, the parties understand the Court's March 26 order denying their dispositive motions without prejudice and directing the filing of monthly status reports to have effectively been vacated. Accordingly, the parties will consider the status report requirement to have ended unless the Court directs otherwise.

Dated: May 15, 2019

/s/ Jeffrey Dubner

Javier M. Guzman (*pro hac vice*)

Jeffrey B. Dubner (*pro hac vice*)

DEMOCRACY FORWARD FOUNDATION

P.O. Box 34553

Washington, D.C. 20043

jguzman@democracyforward.org

jdubner@democracyforward.org

Respectfully submitted,

JOSEPH H. HUNT

Assistant Attorney General

/s/ Eric Beckenhauer

ERIC B. BECKENHAUER

Trial Attorney

U.S. Department of Justice

Civil Division, Federal Programs Branch

(202) 448-9090

Eve L. Hill (Fed. Bar No. 19938)
BROWN GOLDSTEIN & LEVY, LLP
120 East Baltimore Street, Suite 1700
Baltimore, Maryland 21202
T: (410) 962-1030
F: (410) 385-0869
ehill@browngold.com

1100 L Street NW
Washington, DC 20005
(202) 514-3338
(202) 616-8470 (fax)
eric.beckenhauer@usdoj.gov

Counsel for Defendants

Dennis A. Henigan (*pro hac vice*)
Mark E. Greenwold (*pro hac vice* to be filed)
CAMPAIGN FOR TOBACCO-FREE KIDS
1400 I Street NW, Suite 1200
Washington, D.C. 20005
dhenigan@tobaccofreekids.org
mgreenwold@tobaccofreekids.org
(202) 296-5469

Counsel for Plaintiffs